

Docket Number: T10-0090
Supplemental
Bench Date: 10/17/2012
Deadline: N/A

M E M O R A N D U M

TO: The Commission

FROM: Michael E. Stead, Railroad Safety Program Administrator

DATE: October 3, 2012

SUBJECT: BNSF Railway Company, Union Pacific Railroad Company, Village of Waltonville, and the State of Illinois, Department of Transportation.

Stipulated Agreement regarding improving public safety at the Knob Street highway-rail grade crossing of BNSF Railway Company's and Union Pacific Railroad Company's tracks in Waltonville, Jefferson County, Illinois, designated as crossings AAR/DOT #072 320X, railroad milepost 144.66-LS13 and AAR/DOT #431 031N, railroad milepost 114.78-L, respectively.

RECOMMENDATION: Enter Supplemental Order reinstating de-obligated funds.

On June 2, 2010, the Commission entered its Original Order in this matter requiring, among other things, BNSF Railway Company (BNSF) and Union Pacific Railroad Company (UP) to install automatic flashing light signals and gates with a bell, controlled by constant warning time circuitry, at the Knob Street grade crossings of BNSF's and UP's tracks in Waltonville, Jefferson County. All work was to be completed within twelve (12) months of the Order date.

On July 5, 2012, the amount of \$25,294.25 in GCPF assistance, remaining in IDOT's Obligation XP11039, was de-obligated by the Commission.

On July 20, 2012, Staff of the Commission's Rail Safety Section received correspondence from the UP that a final bill in the amount of \$3,548.93 was submitted for payment on June 6, 2012, and was denied by IDOT on July 18, 2012, because of the de-obligation of funds on July 5, 2012.

Staff of the Rail Safety Section has reviewed the UP's request, and believes the request for reinstating de-obligated funds in the amount of \$3,548.93 in assistance from the GCPF, is reasonable and should be approved without hearing. I recommend entry of the attached Supplemental Order.

Attachment